Case No.: 99,089

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

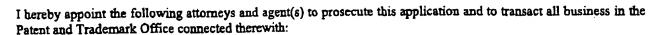
As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHOD FOR DYNAMIC PERFORMANCE OPTIMIZATION IN A DATA-OVER-CABLE SYSTEM

the specification of which is at	tached hereto unless th	e following space i	is checked:
was filed on	as United State	s Application Seria	l Number
I hereby state that I have revi- claims, as amended by any am	ewed and understand t tendment referred to ab	he contents of the pove.	above-identified specification, including the
I acknowledge the duty to disc	close information which	h is material to pate	entability as defined in 37 CFR § 1.56.
patent or inventor's certificat	te, or § 365(a) of any States, listed below at ator's certificate, or PC	d have also identif	or § 365(b) of any foreign application(s) for application which designated at least one fied below, by checking the box, any foreign lication having a filing date before that of the
Prior Foreign Application(s): Number Co 1. 2.	nı ntıy	Day/Month/Year	<u>Filed</u>
I hereby claim the benefit und Application Number 1. 2.	der 35 U.S.C. § 119(e) Filing	of any United State <u>Date</u>	es provisional application(s) listed below:
international application desi	ignating the United States not disclosed in the proph of 35 U.S.C. § 112, in 37 C.F.R. § 1.56 or PCT international file	tes, listed below ar ior United States of I acknowledge the which became av ling date of this app	rates application(s), or § 365(c) of any PCT and, insofar as the subject matter of each of the PCT international application in the manner duty to disclose information which is material vailable between the filing date of the prior plication. Status: patented, pending, abandoned



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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

5/25/99

Date:

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Inventor's signature:

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